

Charter
2004
ACADIA NATIONAL PARK ADVISORY COMMISSION

A. DESIGNATION.

The official designation of the Commission is the Acadia National Park Advisory Commission (Commission).

B. PURPOSE.

The purpose of the Commission is to consult with the Secretary of the Interior (Secretary), or the Secretary's designee, on matters relating to the management and development of Acadia National Park including but limited to the acquisition of lands and interests in lands (including conservation easements on islands), and termination of rights of use and occupancy.

C. DUTIES AND RESPONSIBILITIES.

The duties of the Commission are solely advisory and are as stated in paragraph B above.

D. MEMBERSHIP.

1. The Commission shall be composed of 16 members appointed by the Secretary, as follows:
 - (a) three members at large;
 - (b) three members appointed from among individuals recommended by the Governor of Maine;
 - (c) four members appointed from among individuals recommended by each of the four towns on the island of Mount Desert;
 - (d) three members appointed from individuals recommended by each of the three Hancock County mainland communities of Gouldsboro, Winter Harbor and Trenton; and
 - (e) three members appointed from among individuals recommended by each of the three island towns of Cranberry Isles, Swans Island and Frenchboro.
2. The three members appointed by the Secretary under 1.a shall represent interests relating to the management and development of the Park as well as visitor use.
3. Members will be appointed for 3-year terms. If no new member is appointed on or prior to the expiration date of an incumbent's term, the incumbent member may continue to serve until the new appointment is made. Any vacancy on the Commission will be filled in the same manner in which the original appointment was made.
4. Any member who fails to attend three successive meetings of the Commission or who otherwise fails to substantively participate in the work of the Commission may be removed from the Commission by the Secretary and a replacement named.
5. Members of the Commission serve without compensation. However, while away from their homes or regular places of business, members engaged in Commission business approved by the Designated Federal Official (DFO) will be allowed travel expenses, including per diem in lieu of subsistence, in the same manner as persons employed intermittently in Government service under section 5703 of title 5 of the United States Code.

E. ETHICS RESPONSIBILITIES OF MEMBERS.

A member may not participate in matters that will directly affect, or appear to affect, the financial interests of the member or the member's spouse or minor children, unless authorized by the DFO. Compensation from employment does not constitute a financial interest of the member so long as the matter before the Commission will not have a special or distinct effect on the member or the member's employer, other than as part of a class. The provisions of this paragraph do not affect any other statutory or regulatory ethical obligations to which a member may be subject.

F. ADMINISTRATION.

1. **CHARTER.** The Commission is subject to the provisions of the Federal Advisory Committee Act (FACA), 5 U.S.C. Appendix (1994), and may take no action unless the charter filing requirements of Section 9 (a) of the Act have been complied with. The provisions of section 14(b) of FACA requiring a biennial rechartering are inapplicable to the Commission pursuant to section 301 of Public Law 102-525, October 26, 1992. However, there will be a biennial review of the Commission to determine if its goals and objectives are being fulfilled.
2. **DESIGNATED FEDERAL OFFICIAL.** The Commission reports to the Superintendent, Acadia National Park, Bar Harbor, Maine. The Superintendent or a Federal employee designated by the Superintendent will serve as the Designated Federal Official (DFO) for purposes of Section 10 of FACA to oversee the management of the Commission.
3. **CHAIRPERSON.** The members of the Commission will select the chair of the Commission.
4. **SUPPORT AND COSTS.** Support for the Commission is provided by the National Park Service. The estimated operating cost of the Commission is \$8,500, which includes the cost of 1/4 person-year of staff support.
5. **MEETINGS.** The Commission will meet approximately three times a year. All meetings will be conducted in compliance with the Federal Advisory Committee Act. Notice of meetings and agendas will be published in the Federal Register and in State and local newspapers having a distribution that generally covers the area affected by Acadia National Park. Commission meetings will be held at locations and in such manner as to ensure public access and involvement. All meetings will be open to the public unless all or part of the meeting is closed in accordance with the Government in Sunshine Act (5 U.S.C. Section 552b).
6. **QUORUM.** Nine members of the Commission shall constitute a quorum.
7. **SUBCOMMITTEES.** In carrying out its duties, the Commission may form subcommittees drawn in whole or in part from the full Commission, provided that the role of such subcommittees will be merely to provide information and recommendations for consideration by the full Commission. A member of the full Commission will chair any such subcommittees. Membership on and meetings of subcommittees are subject to approval by the DFO.
8. **BY-LAWS.** The Commission may establish such by-laws and procedures as it considers necessary to carry out its functions.

G. DURATION AND DATE OF TERMINATION.

The Commission will carry out its duties until September 25, 2006, at which time the Commission will terminate pursuant to Public Law 99-420, September 25, 1986. All appointments will terminate with the Commission.

H. AUTHORITY.

The Acadia National Park Advisory Commission was established by Section 103 of Public Law 99-420, September 25, 1986.

Julia A. Norton
Secretary of the Interior

~~Secretary of the Interior~~

Date _____

JUN 25 2004

DATE CHARTERED FILED

JUN 29 2004